

House Engrossed Senate Bill

State of Arizona
Senate
Forty-fifth Legislature
Second Regular Session
2002

CHAPTER 185

SENATE BILL 1151

AN ACT

AMENDING SECTION 36-2232, ARIZONA REVISED STATUTES; RELATING TO THE
REGULATION OF AMBULANCES AND AMBULANCE SERVICES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 36-2232, Arizona Revised Statutes, is amended to
3 read:

4 36-2232. Director; powers and duties; regulation of ambulance
5 services; inspections; response time compliance

6 A. The director shall adopt rules to regulate the operation of
7 ambulances and ambulance services in this state. Each rule shall identify
8 all sections and subsections of this chapter under which the rule was
9 formulated. The rules shall provide for the department to do the following:

10 1. Determine, fix, alter and regulate just, reasonable and sufficient
11 rates and charges for the provision of ambulances, including rates and
12 charges for advanced life support service, basic life support service,
13 patient loaded mileage, standby waiting, subscription service contracts and
14 other contracts for services related to the provision of ambulances. The
15 director may establish a rate and charge structure as defined by federal
16 medicare guidelines for ambulance services. The director shall inform all
17 ambulance services of the procedures and methodology used to determine
18 ambulance rates or charges.

19 2. Regulate operating and response times of ambulances to meet the
20 needs of the public and to insure adequate service. The rules adopted by the
21 director for certificated ambulance service response times shall include
22 uniform standards for urban, suburban, rural and wilderness geographic areas
23 within the certificate of necessity based on, but not limited to, population
24 density, geographic and medical considerations.

25 3. Determine, fix, alter and regulate bases of operation. The
26 director may issue a certificate of necessity to more than one ambulance
27 service within any base of operation. For THE purposes of this paragraph,
28 "base of operation" means a service area granted under a certificate of
29 necessity.

30 4. Issue, amend, transfer, suspend or revoke certificates of necessity
31 under terms and conditions consistent with this article.

32 5. Prescribe a uniform system of accounts to be used by ambulance
33 services ~~and which~~ THAT conforms to standard accounting forms and principles
34 for the ambulance industry.

35 6. Require the filing of an annual financial report and other data.
36 These rules shall require an ambulance service to file the report with the
37 department not later than one hundred eighty days after the completion of its
38 annual accounting period.

39 7. Regulate ambulance services in all matters affecting services to
40 the public to the end that the provisions of this article may be fully
41 carried out.

42 8. Prescribe bonding requirements, if any, for ambulance services
43 granted authority to provide any type of subscription service.

44 9. Offer technical assistance to ambulance services to maximize a
45 healthy and viable business climate for the provision of ambulances.

1 10. Offer technical assistance to ambulance services in order to obtain
2 or to amend a certificate of necessity.

3 11. Inspect, at a maximum of twelve month intervals, each ambulance
4 registered pursuant to section 36-2212 to assure that the vehicle is
5 operational and safe and that all required medical equipment is operational.
6 At the request of the provider, the inspection may be performed by a facility
7 approved by the director. If a provider requests that the inspection be
8 performed by a facility approved by the director, the provider shall pay the
9 cost of the inspection.

10 B. The director may require any ambulance service offering
11 subscription service contracts to obtain a bond in an amount determined by
12 the director, ~~which amount shall be~~ THAT IS based upon ON the number of
13 subscription service contract holders, ~~and to file such~~ THE bond with the
14 director for the protection of all subscription service contract holders in
15 this state who are covered under that subscription contract.

16 C. An ambulance service shall:

17 1. Maintain, establish, add, move or delete suboperation stations
18 within its base of operation to assure that the ambulance service meets the
19 established response times or those approved by the director in a political
20 subdivision contract.

21 2. Determine the operating hours of its suboperation stations to
22 provide for coverage of its base of operation.

23 3. Provide the department with a list of suboperation station
24 locations.

25 4. Notify the department at least thirty days before the ambulance
26 service makes a change in the number or location of its suboperation
27 stations.

28 D. At any time the director or the director's agents may:

29 1. Inquire into the operation of an ambulance service including a
30 person operating an ambulance ~~which~~ THAT has not been issued a certificate
31 of registration or a person who does not have or is operating outside of a
32 certificate of necessity.

33 2. Conduct on-site inspections of facilities, communications
34 equipment, vehicles, procedures, materials and equipment.

35 3. Review the qualifications of ambulance attendants.

36 E. If all ambulance services that have been granted authority to
37 operate within the same service area or that have overlapping certificates
38 of necessity apply for uniform rates and charges, the director may establish
39 uniform rates and charges for the service area.

40 F. In consultation with the medical director of emergency medical
41 services, the emergency medical services council and the medical direction
42 commission, the director of the department of health services shall establish
43 protocols for ambulance services to refer, ~~AND~~ advise A PATIENT or transport
44 a patient by the most appropriate means to the most appropriate provider of
45 medical services based on the patient's condition. The protocols shall

1 include triage and treatment protocols that allow all classes of emergency
2 medical technicians responding to a person who has accessed 911, or a similar
3 public dispatch number, for a condition that does not pose an immediate
4 threat to life or limb to:

5 1. Refer, AND advise A PATIENT or transport a patient to the most
6 appropriate health care institution as defined by section 36-401, subsection
7 A, paragraph 22 based on the patient's condition, taking into consideration
8 factors including patient choice, the patient's health care provider,
9 specialized health care facilities and local protocols.

10 2. Provide a list of alternative sites available to deliver care.

11 G. THE DIRECTOR, WHEN REVIEWING AN AMBULANCE SERVICE'S RESPONSE TIME
12 COMPLIANCE WITH ITS CERTIFICATE OF NECESSITY, SHALL CONSIDER IN ADDITION TO
13 OTHER FACTORS THE EFFECT OF HOSPITAL DIVERSION, DELAYED EMERGENCY DEPARTMENT
14 ADMISSION AND THE NUMBER OF AMBULANCES ENGAGED IN RESPONSE OR TRANSPORT IN
15 THE AFFECTED AREA.

APPROVED BY THE GOVERNOR MAY 8, 2002.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 8, 2002.

Passed the House May 2, 2002,

by the following vote: 58 Ayes,

0 Nays, 2 Not Voting

[Signature]
Speaker of the House

[Signature]
Chief Clerk of the House

Passed the Senate March 12, 2002,

by the following vote: 27 Ayes,

0 Nays, 3 Not Voting

[Signature]
President of the Senate

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

 day of , 20 ,

at o'clock M.

Secretary to the Governor

Approved this day of

 , 20 ,

at o'clock M.

Governor of Arizona

S.B. 1151

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this day of , 20 ,

at o'clock M.

Secretary of State

SENATE CONCURS IN HOUSE AMENDMENTS
AND FINAL PASSAGE

Passed the Senate May 7, 2002,

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

Randall Grant
President of the Senate
Chaimin Benton
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

7 day of May, 2002,

at 4:30 o'clock P M.

Sandra Ramirez
Secretary to the Governor

Approved this 8 day of

May, 2002,

at 3:28 o'clock P M.

Janice K. Hull
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 8 day of May, 2002,

at 4:45 o'clock P M.

Debra Taylor
Secretary of State

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